

Brittany Munoz & Georgia Cleary

against

Photobucket Corp, Photobucket Inc, News corp et al
Defendant(s) Respondent(s)

Plaintiff(s) Petitioner(s)

Calendar No.
AFFIDAVIT
OF
SERVICE

COUNTY, NEW YORK STATE:

says: Deponent is not a party herein, is over 18 years of age and resides at

On 1-5-13 at 6:40 P.M., at deponent served the within summons with notice

- summons and complaint
- notice of petition and petition
- subpoena subpoena duces tecum

on Philip Dayton
Donald Kushnick
Danielle Dudeck

Jane Doe

Mitchell Mantei Queens NY.

being sworn,

2125 Stuyvesant Ave East Meadow N.Y. 11554

 summons, Spanish summons and complaint, the language required by NYCRR

2900.2(e), (f) & (h) was set forth on the face of the summons(es)

 citation. Notice of Commencement of Action

Subject to Mandatory Electronic Filing

- defendant (hereinafter
- respondent called therein named
- witness the recipient)

INDIVIDUAL by delivering a true copy of each to said recipient personally; deponent knew the person so served to be the person described as said recipient therein. Donald KushnickCORPORATION a corporation, by delivering thereat a true copy of each to personally, deponent knew said corporation so served to be the corporation, described in same as said recipient and knew said individual to be thereofSUITABLE AGE PERSON by delivering thereat a true copy of each to Donald Kushnick a person of suitable age and discretion. Said premises is recipient's actual place of business dwelling place usual place of abode within the state.AFFIXING TO DOOR, ETC. by affixing a true copy of each to the door of said premises, which is recipient's actual place of business dwelling place usual place of abode within the state. Deponent was unable, with due diligence to find recipient or a person of suitable age and discretion, thereat, having called thereDeponent talked to Donald Kushnick at said premises who stated that recipient lived worked there.

MAILING TO RESIDENCE USE WITH 3 OR 4 Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a postpaid envelope properly addressed to recipient at recipient's last known residence, at 2125 Stuyvesant Ave East Meadow N.Y. 11554 and deposited said envelope in an official depository under exclusive care and custody of the U.S. Postal Service within New York State.

5A. Philip Dayton, Danielle Dudeck, Jane Doe

MAILING TO BUSINESS USE WITH 3 OR 4 Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a first class postpaid envelope properly addressed to recipient at recipient's actual place of business, at an official depository under the exclusive care and custody of the U.S. Postal Service within New York State. The envelope bore the legend "Personal and Confidential" and did not indicate on the outside thereof, by return address or otherwise, that the communication was from an attorney or concerned an action against the recipient.

DESCRIPTION	<input checked="" type="checkbox"/> Male	<input checked="" type="checkbox"/> White Skin	<input type="checkbox"/> Black Hair	<input type="checkbox"/> White Hair	<input type="checkbox"/> 14-20 Yrs.	<input type="checkbox"/> Under 5'	<input type="checkbox"/> Under 100 Lbs.
	<input type="checkbox"/> Female	<input type="checkbox"/> Black Skin	<input type="checkbox"/> Brown Hair	<input type="checkbox"/> Balding	<input type="checkbox"/> 21-35 Yrs.	<input type="checkbox"/> 50"-53"	<input type="checkbox"/> 100-130 Lbs.
		<input type="checkbox"/> Yellow Skin	<input type="checkbox"/> Blonde Hair	<input checked="" type="checkbox"/> Mustache	<input checked="" type="checkbox"/> 36-50 Yrs.	<input type="checkbox"/> 54"-58"	<input type="checkbox"/> 131-160 Lbs.
		<input type="checkbox"/> Brown Skin	<input type="checkbox"/> Gray Hair	<input checked="" type="checkbox"/> Beard	<input type="checkbox"/> 51-65 Yrs.	<input checked="" type="checkbox"/> 59"-60"	<input type="checkbox"/> 161-200 Lbs.
		<input type="checkbox"/> Red Skin	<input type="checkbox"/> Red Hair	<input type="checkbox"/> Glasses	<input type="checkbox"/> Over 65 Yrs.	<input type="checkbox"/> Over 6'	<input checked="" type="checkbox"/> Over 200 Lbs. - 210 lbs

Other identifying features: *(Signature)*WITNESS FEES \$ the authorizing traveling expenses and one day's witness fee: was paid (tendered) to the recipient
 was mailed to the witness with subpoena copy.MILITARY SERVICE Asked the person spoken to whether recipient was in active military service of the United States or of the State of New York in any capacity whatever and received a negative reply. Recipient wore ordinary civilian clothes and no military uniform. The source of my information and the grounds of my belief are the conversations and observations above narrated. Upon information and belief I aver that the recipient is not in military service of New York State or of the United States as that term is defined in either the State or in the Federal statutes.*Mitchell Mantei* 0930451

License No.

Sworn to before me on 1-6-13 *Perry Ian Tischler*PERRY IAN TISCHLER
NOTARY PUBLIC, STATE OF NEW YORK
NO. 02T16025025QUALIFIED IN QUEENS COUNTY
COMMISSION EXPIRES MAY 17, 2015

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

-----X
BRITTANY MUNOZ and GEORGIA CLEARY,

Index No: 156385/2012

Plaintiffs,

-against-

PHOTOBUCKET CORPORATION; PHOTOBUCKET,
INC. (et al),

Defendants.

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SUMMONS WITH NOTICE and NOTICE OF COMMENCEMENT OF ACTION SUBJECT
TO MANDATORY ELECTRONIC FILING

BAILEY & SHERMAN, P.C.
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